

## LANDMAN CORSI BALLAINE &amp; FORD P.C.

A NEW YORK PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

120 BROADWAY

27TH FLOOR

NEW YORK, NY 10271-0079

TELEPHONE (212) 238-1800

FACSIMILE (212) 238-1848

www.lcbf.com

RONALD E. JOSEPH

MEMBER

TEL: (212) 238-4800

EMAIL: rjoseph@lcbf.com

DOC #:

DATE FILED: 10/17/07

One Gateway Center  
Newark, NJ 07102  
Tel: (973) 623-27002133 Arch Street  
Philadelphia, PA 19103  
Tel: (215) 561-8540

September 21, 2007

Via Facsimile

Honorable Gabriel W. Gorenstein  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

*This case is consolidated  
in all pre-trial purposes with  
(Quas)co v. National Railroad Passenger  
Corp., 04 Civ. 5760.*

SO ORDERED:

DATE: 10/17/07

GABRIEL W. GORENSTEIN  
UNITED STATES MAGISTRATE JUDGE

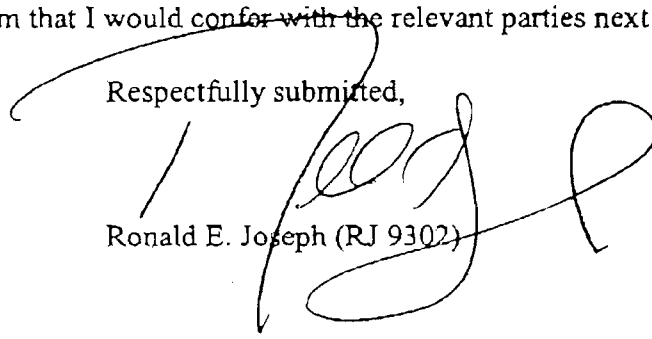
Re: National Railroad Passenger Corporation v. T.C. Johnson, et al.  
Index No.: 07 CV 06288 (PAC)(GWG)  
Our File No.: 0148-1838

Dear Magistrate Judge Gorenstein:

This will confirm my telephone conversation of September 20, 2007 with your law clerk. He asked whether we wanted the T.C. Johnson matter consolidated with the other actions arising out of this incident. I advised him that we would like the case treated as a related case and consolidated for the purposes of discovery. I further advised him that it was my understanding that the other cases had *not* been consolidated for the purposes of trial and that the parties had not yet fully discussed how to proceed with trial.

Your law clerk also asked me whether we desire an initial discovery conference in the T.C. Johnson matter. I advised him that I would confer with the relevant parties next week and advise you of the group decision.

Respectfully submitted,

  
 Ronald E. Joseph (RJ 9302)

REJ/dsh